

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DORAL BANK PUERTO RICO, on Behalf of
Itself and All Others Similarly Situated,

Plaintiff,

v.

WASHINGTON MUTUAL ASSET
ACCEPTANCE CORPORATION; DAVID
BECK; DIANE NOVAK; THOMAS
LEHMANN; STEPHEN FORTUNATO;
DONALD WILHELM WAMU CAPITAL
CORPORATION; MOODY'S INVESTORS
SERVICES, INC.; THE MCGRAW-HILL
COPMANIES, INC.; FIRST AMERICAN
CORPORATION and FIRST AMERICAN
EAPPRAISEIT, LLC,

Defendants.

Case No.: C09-1557 (MJP)

SET FOR HEARING:
March 18, 2010, 10:00 a.m.

**DECLARATION OF STEVEN J. TOLL IN FURTHER SUPPORT OF DORAL BANK
PUERTO RICO'S MOTION FOR APPOINTMENT OF LEAD PLAINTIFF AND
APPROVAL OF SELECTION OF LEAD COUNSEL AND IN OPPOSITION TO THE
COMPETING MOTION SUBMITTED BY THE GREATER
PENNSYLVANIA CARPENTERS PENSION FUND**

DECLARATION OF STEVEN J. TOLL i/f/s/o/
DORAL BANK'S MOTION FOR LEAD PLAINTIFF
No. C09-1557-MJP

1
2 I, Steven J. Toll, swear as follows:

3 1. I am the Managing Partner of the law firm of Cohen Milstein Sellers & Toll
4 PLLC ("Cohen Milstein"), counsel of record for Doral Bank Puerto Rico ("Doral Bank"). I
5 make this declaration in further support of the motion of Doral Bank for Appointment as Lead
6 Plaintiff and Approval of its Selection of Lead Counsel and in opposition to the competing
7 motion submitted by the Greater Pennsylvania Carpenters Pension Fund. I have personal
8 knowledge of the matters stated herein and, if called upon, I could and would competently testify
9 thereto.
10

11 2. Attached are true and correct copies of the following exhibits:

12 Exhibit A: Consolidated Amended Complaint for Violation of Federal
13 Securities Laws, *In re Doral Financial Corp. Sec. Litig.*, Civ. No.
14 1:05-md-1706 (RO) (S.D.N.Y.), filed June 22, 2005.

15 Exhibit B: Indictment, *United States v. Mario S. Levis*, 08-cr-181 (S.D.N.Y.),
16 filed March 4, 2008.

17 3. I declare under penalty of perjury under the laws of the United States of America
18 that the foregoing is true and correct.

19 Executed this 8th day of March, 2010, at Washington, D.C.

20
21 /s/ Steven J. Toll
22 Steven J. Toll
23
24
25
26
27

28 **DECLARATION OF STEVEN J. TOLL i/f/s/o/
DORAL BANK'S MOTION FOR LEAD PLAINTIFF
No. C09-1557-MJP**

CERTIFICATE OF SERVICE

I hereby certify that on March 5, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all interested parties.

/s/ Nancy A. Pacharzina

Kim D. Stephens, WSBA #11984

Email: kstephens@tousley.com

Nancy A. Pacharzina, WSBA #25946

Email: npacharzina@tousley.com

TOUSLEY BRAIN STEPHENS PLLC

1700 Seventh Avenue, Suite 2200

Seattle, Washington 98101-4416

Tele: 206.682.5600

Fax: 206.682.2992

Proposed Liaison Counsel

**DECLARATION OF STEVEN J. TOLL i/f/s/o/
DORAL BANK'S MOTION FOR LEAD PLAINTIFF
No. C09-1557-MJP**